

COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

**Bay State Gas Company**

**D.T.E. 05-27**

**ATTORNEY GENERAL'S MOTION FOR DEPOSITIONS**

On April 27, 2005, Bay State Gas Company (“Bay State” or “Company”) filed with the Department of Telecommunications and Energy (“Department”) a complex rate case involving nine Company witnesses, and seeking approval of a Performance Based Rate (“PBR”) mechanism, a pension reconciliation mechanism and a \$300 million accelerated steel replacement program. Pursuant to 220 C.M.R. § 1.06 and G. L. c. 30A, §11, the Attorney General moves to for leave to conduct the depositions of the following individuals, and call these individuals later during hearings or admit their sworn testimony as evidence:

Ed Anderson,  
R J Rudden Associates  
898 Veterans Memorial Highway  
Hauppauge, New York 11788

Subject matter: issues related to corrosion analysis performed for Bay State and Company’s Steel Replacement Program

Bay State’s Call Center manager(s)  
Names presently unknown  
Bay State Gas Company  
300 Friberg Way  
Westbrough, MA 01581

Subject matter: issues related to call center performance and staffing

Bay State's Pipe Repair and Replacement manager(s)

Names presently unknown

Bay State Gas Company

300 Friberg Way

Westbrough, MA 01581

Subject matter: issues related to distribution system maintenance, repair and replacement

Bay State's Third Party Corrosion Consultant(s)

Names presently unknown

Addresses presently unknown

Subject matter: issues related to distribution system maintenance, repair and replacement

Permitting the depositions of these individuals, and others as ongoing efforts identify them, will create a more complete, accurate and efficient record of the issues raised by the Company's filing. The depositions will also allow the Attorney General to develop rebuttal evidence to the positions taken by the Company.

**WHEREFORE:** The Attorney General requests that the Department promptly issue an order allowing the Attorney General to conduct depositions.

Respectfully Submitted,

THOMAS F. REILLY

By:\_\_\_\_\_

Alexander J. Cochis  
Assistant Attorney General  
Utilities Division  
One Ashburton Place,  
Boston, MA 02108 - 1598  
(p) (617) 727-2200 ext. 2406  
(f) (617) 727- 1047

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